

RECEIVED
CENTRAL FAX CENTER

JUL 19 2005

BEFORE THE UNITED STATES PATENT OFFICE

Inventors: 1) Terrance William Sutherland
2) Stephen Fitzgerald
3) Frederic St. Laurent

Serial No: 10/672,060

Filed: September 29, 2003

Title: TUBULAR BASEBALL BATS WITH VARIABLE BARRELS

Art Unit: 3711

Confirm. No: 4727

Our File: CECOM-04.US (2043-3-04-10)

July 19, 2005

By Fax only: (703) 872-9306

The Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Certificate of Facsimile Transmission

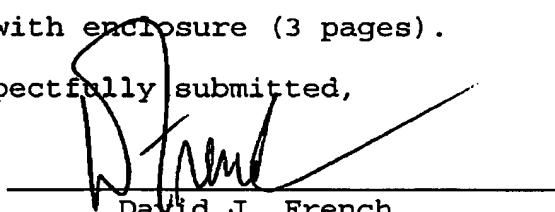
I, the undersigned Registered Patent Attorney, hereby certify that the documents delivered herewith are being transmitted by telephone facsimile to the United States Patent and Trademark Office on the above date.

The document being transmitted is as follows:

Cover letter (2 pages) with enclosure (3 pages).

Respectfully submitted,

Per


David J. French
Reg. No. 31,229

— such documents have been transmitted in accordance with the particulars on the attached telefax confirmation sheet.

Milton, Geller LLP
225 Metcalfe Street, Suite 700
Ottawa, Ontario, Canada K2P 1P9
Telephone: 613-567-7824 x 232 x 253
Telefax: 613-567-4689

DJF:ww
Encl.

BEFORE THE UNITED STATES PATENT OFFICE

Inventors: 1) Terrance William Sutherland
2) Stephen Fitzgerald
3) Frederic St. Laurent

Serial No.: 10/672,060

Filed: September 29, 2003

Title: TUBULAR BASEBALL BATS WITH VARIABLE BARRELS

Art Unit: 3711

Confirm No. 4727

Our File: CEOM-04.US (2043-3-04-10)

July 19, 2005

By Fax Only: 1-703-872-9306

Mail Stop Non-Fee Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA
22313-1450

Dear Sir:

We have noted that there is an error in the format and spelling of one of the inventor's named in this application. The inventor's name should read:

Terrance William Sutherland

and not William Terrance Sutherland as indicated on the Declaration and Power of Attorney form. This error was not noticed by the inventor on his signing of the Declaration and Power of Attorney.

- 2 -

Accordingly, we enclose herewith a signed, revised Declaration and Power of Attorney reflecting the correct spelling of the inventor's name.

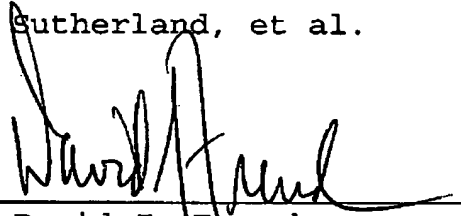
Applicant also requests that a corrected filing certificate be issued to correct this error.

Thank you.

Respectfully submitted,

Terrance Sutherland, et al.

Per:


David J. French
Reg. No. 31229

Milton Geller LLP
225 Metcalfe Street, Suite 700
Ottawa, Ontario Canada K2P 1P9
Tel: (613) 567-7824 x 232 x 253
Fax: (613) 567-4689

DJF:ww
Encl.